

☒ Commissioner For Patents, Box PCT, United States Patent and Trademark Office, Washington, D.C. 20231, www.uspto.gov

U.S. APPLICATION NUMBER NO.

09/914,036

FIRST NAMED APPLICANT

Michael KOEHL

ATTY. DOCKET NO.

017753-150

INTERNATIONAL APPLICATION NO.

PCT/FR00/00430

I.A. FILING DATE

02/21/2000

PRIORITY DATE

02/22/1999

Norman H. Stepno
Burns, Doane, Swecker & Mathis
P.O. Box 1404
Alexandria, VA 22313-1404

CONFIRMATION NO. 8634

371 FORMALITIES LETTER



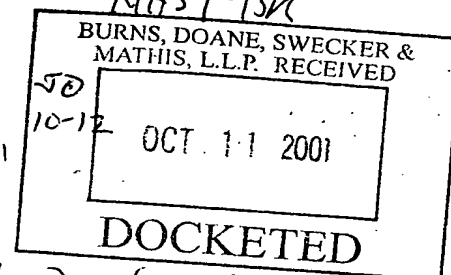
OC000000006852847

Date Mailed: 10/09/2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Preliminary Amendments
- Request for Immediate Examination



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

FRANCINE YOUNG

Telephone: (703) 305-3662

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/914,036	PCT/FR00/00430	017753-150

FORM-PTO-1390
(Rev. 9-2001)

U.S. L

T OF COMMERCE PATENT AND TRADEMARK OFFICE

KEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

017753-150

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)

09/914,036

INTERNATIONAL APPLICATION NO.
PCT/FR00/00430INTERNATIONAL FILING DATE
21 FEBRUARY 2000PRIORITY DATE CLAIMED
22 FEBRUARY 1999

TITLE OF INVENTION

METHOD FOR OBTAINING A PURIFIED VIRAL PREPARATION

APPLICANT(S) FOR DO/EO/US

Michel KOEHL and David GAILLAC

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A **FIRST** preliminary amendment.
14. ☒ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:

Copy of Notification of Missing Requirements Under 35 U.S.C. §371.

12/17/2001 UEDUVIJE 00000083 024800 09914036

02 FC:154

100.00 CH

30.00 OP



21839

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 09/914,036	INTERNATIONAL APPLICATION NO. PCT/FR00/00430	ATTORNEY'S DOCKET NUMBER 017753-150
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21. <input checked="" type="checkbox"/> The following fees are submitted:	CALCULATIONS	PTO USE ONLY																
Basic National Fee (37 CFR 1.492(a)(1)-(5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1,040.00 (960) International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$890.00 (970) International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$740.00 (958) International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$710.00 (956) International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962)																		
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$																
Surcharge of \$130.00 (154) for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)).		\$ 130.00																
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:20%;">Claims</th> <th style="width:20%;">Number Filed</th> <th style="width:20%;">Number Extra</th> <th style="width:40%;">Rate</th> </tr> <tr> <td>Total Claims</td> <td style="text-align: center;">11 -20 =</td> <td style="text-align: center;">0</td> <td>X\$18.00 (966)</td> </tr> <tr> <td>Independent Claims</td> <td style="text-align: center;">1 -3 =</td> <td style="text-align: center;">0</td> <td>X\$84.00 (964)</td> </tr> <tr> <td colspan="3" style="padding: 5px;">Multiple dependent claim(s) (if applicable)</td> <td style="text-align: center;">+ \$280.00 (968)</td> </tr> </table>	Claims	Number Filed	Number Extra	Rate	Total Claims	11 -20 =	0	X\$18.00 (966)	Independent Claims	1 -3 =	0	X\$84.00 (964)	Multiple dependent claim(s) (if applicable)			+ \$280.00 (968)	\$	
Claims	Number Filed	Number Extra	Rate															
Total Claims	11 -20 =	0	X\$18.00 (966)															
Independent Claims	1 -3 =	0	X\$84.00 (964)															
Multiple dependent claim(s) (if applicable)			+ \$280.00 (968)															
TOTAL OF ABOVE CALCULATIONS =		\$ 130.00																
Reduction for 1/2 for filing by small entity, if applicable (see below).		+ \$																
SUBTOTAL =		\$ 130.00																
Processing fee of \$130.00 (156) for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)).		\$																
TOTAL NATIONAL FEE =		\$ 130.00																
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 (581) per property		+ \$ 40.00																
TOTAL FEES ENCLOSED =		\$ 170.00																
		Amount to be refunded: \$																
		charged: \$																

a. ☐ Small entity status is hereby claimed.

b. ☒ A check in the amount of \$ 170.00 to cover the above fees is enclosed.

c. ☐ Please charge my Deposit Account No. 02-4800 in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed.

d. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-4800. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Norman H. Stepno
 BURNS, DOANE, SWECKER & MATHIS, L.L.P.
 P.O. Box 1404
 Alexandria, Virginia 22313-1404
 (703) 836-6620

SIGNATURE

 TERESA STANEK REA
 NAME
 30,427
 REGISTRATION NUMBER

DECEMBER 10, 2001
 DATE

The PTO did not receive the following listed item(s)
NO check of \$150 dollars